IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
HARRISONBURG DIVISION

JAY L. MARTS, et al.,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	**Civil Action No. 5:17-CV-00022**
	)	
EDGARDO CORTÉS, et al.,	)	
	)	
Defendants.	)	

MOTION TO DISMISS AS TO DEFENDANT EDGARDO CORTÉS

Pursuant to Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure, Defendant Edgardo Cortés respectfully moves to dismiss the Plaintiffs' Complaint for Declaratory and Injunctive Relief. Defendant Cortés so moves on the grounds that (1) the Plaintiffs lack standing, such that the Court lacks subject matter jurisdiction, *see* Fed. R. Civ. P. 12(b)(1), and (2) that the Plaintiffs' Complaint fails to state a claim upon which relief may be granted, *see* Fed. R. Civ. P. 12(b)(6).

The bases for this Motion and the grounds in support of the requested relief are detailed in the Defendant's Memorandum in Support of this motion, filed with this motion.

Respectfully submitted,

EDGARDO CORTÉS

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CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that, on April 11, 2017, I am electronically filing the foregoing document with the Clerk of Court using the CM/ECF system and a copy of the foregoing document is being sent via first class mail to the following addresses:

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